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June 6, 2005

By Facsimile (212-637-3526) and U.S. MailKedari Reddy, Esq.
Assistant Regional Counsel
United States Environmental Protection Agency
Region 2
290 Broadway
New York, NY 10007-1866Re: Diamond Alkali Superfund Site,
Lower Passaic River Study Area

Dear Ms. Reddy:

I am writing about a matter I understand you may have discussed with Emily Won of Kirkpatrick & Lockhart, which recently came to my attention. As you know, EPA previously has identified Chris-Craft Industries, Inc. ("Chris-Craft") as a potentially responsible party in connection with the above site (and I previously have explained to your office why the evidence shows this designation is erroneous). In May 2004, purporting to act as a successor-in-interest to Chris-Craft, News America Inc. ("NAI"), an affiliate of News Corporation ("News"), became one of the many parties to the Administrative Order on Consent ("AOC") by which a number of companies, without admitting liability, have agreed jointly to fund \$10 million of the costs for a Remedial Investigation/Feasibility Study for the site.

It recently came to our attention that a different News affiliate, News Publishing Australia Ltd. ("NPAL") (a Delaware Corporation), is the successor to Chris-Craft. We wanted to alert you to this. NPAL also is advising the LPRSA Cooperating Parties Group that it, and not NAI, is the successor to Chris-Craft.

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Kedari Reddy, Esq.
June 6, 2005
Page 2

Future payments towards Chris-Craft's share of the RI/FS costs will be made by NPAL, and it will replace NAI as a member of the Cooperating Parties Group. If, in addition, you believe it necessary to amend the AOC or take any other measures, please let me know. In light of the denial of liability in the AOC, I believe it may not be necessary to amend the AOC in this respect, and instead for you simply to retain this letter in your files with it, but would be happy to discuss this with you.

Thank you in advance for your cooperation and assistance.

Very truly yours,


Peter Simshauser

cc: Members of the LPRSA Cooperating Parties Group

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